

Message Text

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TO ALL DIPLOMATIC AND CONSULAR POSTS

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C O R R E C T E D C O P Y (PARA 2 LINE 9 OMITTED)

INFORM CONSULS - MILITARY ADDRESSEES FOR POLADS

E.O. 11652: N/A

TAGS: ACMM, PGOV

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SUBJECT: WEEKLY LEGISLATIVE REPORT, JULY 24-28

1. SUMMARY: FOLLOWING A LARGELY SUCCESSFUL EFFORT IN THE
SENATE ON THE SECURITY ASSISTANCE BILL, ACTION SHIFTS TO
THE HOUSE NEXT WEEK. THE SECURITY ASSISTANCE BILL WILL
BE CONSIDERED MONDAY AND TUESDAY, AND THE FOREIGN ASSISTANCE
APPROPRIATION IS SCHEDULED FOR LATE TUESDAY. IN ADDITION
TO THE ISSUES WE ARE CERTAIN TO FACE--TURKEY AND FURTHER
FOREIGN ASSISTANCE CUTS--THERE MAY BE EFFORTS TO EMBARRASS
THE ADMINISTRATION ON VARIOUS FOREIGN POLICY QUESTIONS.

END SUMMARY.

2. SENATE ACTION ON SECURITY ASSISTANCE - WRAP-UP

THE SENATE SPENT TWO FULL DAYS ON THE SECURITY ASSISTANCE AUTHORIZATION WITH THE FOLLOWING RESULTS:

--TURKISH EMBARGO

THE EMBARGO WAS LIFTED BY A VOTE OF 57 TO 42 AFTER WEEKS OF INTENSIVE LOBBYING ON BOTH SIDES. THE MARGIN WAS INCREASED BY A BYRD-MCGOVERN AMENDMENT DETAILING "U.S. POLICY AND PROCEDURE REGARDING CYPRUS" AND AN ADDITIONAL \$35 MILLION IN FMS CREDITS FOR GREECE.

--RHODESIA

HELMS INTRODUCED AN AMENDMENT WHICH WOULD HAVE LIFTED SANCTIONS ON RHODESIA IMMEDIATELY. THE SENATE ADOPTED 59-36 A CASE-JAVITS SUBSTITUTE REQUIRING SANCTIONS TO BE LIFTED AFTER THE PRESIDENT DETERMINES THAT AN ALL-PARTIES CONFERENCE AND FREE ELECTIONS HAVE BEEN HELD. THE MOST ATTRACTIVE LIMITED OFFICIAL USE LIMITED OFFICIAL USE

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VERSION OF THE HELMS AMENDMENT, A DANFORTH AMENDMENT TO LIFT SANCTIONS FOR THREE MONTHS, WAS TABLED 54-42. THE ADMINISTRATION OPPOSED ANY SENATE ACTION AND LOBBIED HEAVILY AGAINST HELMS. EXCELLENT PARLIAMENTARY FOOTWORK BY CASE AND JAVITS PLUS GOOD WORK BY NON-GOVERNMENTAL ORGANIZATIONS PRODUCED A SUBSTANTIAL VICTORY.

--KOREA

PERCY OFFERED A SENSE OF THE SENATE RESOLUTION WHICH WOULD HAVE PROHIBITED FURTHER WITHDRAWAL OF GROUND FORCES FROM KOREA. BY A VOTE OF 81-7 THE SENATE ADOPTED A SUBSTITUTE STATING THAT FURTHER WITHDRAWAL "MAY SERIOUSLY RISK" UPSETTING THE MILITARY BALANCE IN THE REGION AND REQUIRING CONSULTATION IN ADVANCE BEFORE FURTHER WITHDRAWALS OCCURRED.

--CHINA

DOLE OFFERED AN AMENDMENT LINKING OUR MUTUAL DEFENSE TREATY WITH TAIWAN TO OTHER U.S. SECURITY COMMITMENTS TO JAPAN AND KOREA AND ALSO REQUIRING CONSULTATION WITH CONGRESS BEFORE ANY CHANGE IN OUR RELATIONS WITH TAIWAN. AS IN THE CASE OF KOREA, A COMPLETELY NEUTRAL SUBSTITUTE WAS WORKED OUT SIMPLY REQUIRING CONSULTATION. THIS WAS ADOPTED 94-0.

--MIDDLE EAST

THE SENATE UNANIMOUSLY ADOPTED A SENSE OF THE SENATE RESOLUTION THAT THE UNITED STATES SHOULD CONTINUE TO PROMOTE DIRECT NEGOTIATIONS BETWEEN ISRAEL AND EGYPT, ENCOURAGE OTHER ARAB STATES TO ENTER NEGOTIATIONS, AND BE RESPONSIVE TO ISRAEL'S ECONOMIC NEEDS AND DEFENSE REQUIREMENTS. SPONSORS THOUGHT THIS WOULD HELP MEMBERS WHO HAD VOTED FOR THE MIDDLE EAST ARMS SALES.

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--SECURITY ASSISTANCE TO SOUTHERN AFRICA

SENATOR HARRY BYRD OFFERED TWO AMENDMENTS, THE NET RESULT

OF WHICH WAS TO CUT \$40 MILLION FROM THE AMOUNT REPORTED BY THE COMMITTEE--A CUT WHICH BROUGHT THE AMOUNT DOWN TO THE ADMINISTRATION'S ORIGINAL REQUEST.

--VISAS - THE MCGOVERN AMENDMENT

IN THE ADMINISTRATION'S ONLY LOSS, THE SENATE ADOPTED 50-42 A BAKER AMENDMENT WHICH WOULD ELIMINATE MCGOVERN'S AMENDMENT TO THE FISCAL '78 STATE AUTHORIZATION BILL MAKING VISA WAIVERS FOR POLITICALLY EXCLUDABLE ALIENS ROUTINE. WE HOPE TO STRIKE THE BAKER AMENDMENT IN CONFERENCE.

--KENNEDY ON BANKS

KENNEDY INTRODUCED AN AMENDMENT REQUIRING THE ADMINISTRATION TO REPORT TO CONGRESS THE AGGREGATE AMOUNT OF BANK LOANS AND THE NAMES OF THE BANKS MAKING SUCH LOANS TO COUNTRIES FOUND INELIGIBLE FOR ECONOMIC ASSISTANCE ON HUMAN RIGHTS GROUNDS. KENNEDY WITHDREW THE AMENDMENT AFTER HEARINGS BY THE BANKING AND FOREIGN RELATIONS COMMITTEES WERE PROMISED.

3. SECURITY ASSISTANCE - HOUSE ACTION

--TURKEY

WITH JIM WRIGHT NOW IN SUPPORT, REPEAL OF THE TURKISH

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ARMS EMBARGO SHOULD BE ATTAINABLE. WE CONCENTRATED HEAVILY ON THE HOUSE BEFORE THE ISSUE BEGAN TO COME TO A

HEAD IN THE SENATE, AND PAST EFFORTS SHOULD HELP NEXT WEEK. TO MAXIMIZE SUPPORT, WE ARE WORKING WITH KEY HOUSE MEMBERS TO DEVELOP LANGUAGE SIMILAR TO THE BYRD-MCGOVERN AMENDMENT THAT WOULD CUSHION EMBARGO REPEAL WITH A PLEDGE OF CONTINUED EFFORT TOWARD A CYPRUS SOLUTION. THE SIZE OF THE SENATE MARGIN SHOULD ALSO BE HELPFUL IN THE HOUSE.

--KOREA

THE BILL WOULD AUTHORIZE TRANSFER OF \$800 MILLION WORTH OF EQUIPMENT TO KOREA. WE EXPECT AN AMENDMENT EITHER TO AUTHORIZE ONLY PART OF THE PACKAGE (E.G., \$90 MILLION) OR TO FORBID FURTHER WITHDRAWALS AFTER THIS YEAR UNTIL AND UNLESS THE FULL TRANSFER PACKAGE IS APPROVED AND THERE IS PROGRESS TOWARD PEACE ON THE KOREAN PENINSULA. JAWORSKI'S THREATENED RESIGNATION IS A WILD CARD; HERETOFORE, HOWEVER, THE HOUSE HAS MADE IT CLEAR THAT IT SEPARATES SECURITY MATTERS FROM THE KOREAN SCANDAL.

--OTHER AMENDMENTS

ADMINISTRATION POLICY TOWARD RHODESIA AND TAIWAN MAY ATTRACT AMENDMENTS DESPITE GERMANENESS PROBLEMS. WE EXPECT AN AMENDMENT TO LIMIT ARMS SALES TO IRAN. THERE MAY BE ALSO HUMAN RIGHTS RELATED AMENDMENTS TO BAR MILITARY ASSISTANCE TO COUNTRIES LIKE BOLIVIA AND NICARAGUA. SIMILAR AMENDMENTS COULD SHOW UP ON THE FOREIGN ASSISTANCE APPROPRIATION.

4. INTELLIGENCE AUTHORIZATION BILL

HOUSE-SENATE CONFEREES TUESDAY AGREED TO A MODIFICATION OF TITLE IV WHICH REQUIRES THE ATTORNEY GENERAL TO REPORT TO THE INTELLIGENCE AND JUDICIARY COMMITTEES OF BOTH LIMITED OFFICIAL USE
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BODIES BY OCTOBER 30, 1979 THOSE CASES OF ALIENS ADMITTED TO THE U.S. DURING THE PERIOD OCTOBER 1, 1978 TO SEPTEMBER 30, 1979 WHICH THE FBI HAS NOTIFIED THE ATTORNEY GENERAL ARE EXCLUDABLE UNDER SECTION 212(A) (27), (28) OR (29) OF THE INA. THE CONFEREES AGREED:

--THAT THE REPORT WILL NOT SPECIFY INDIVIDUAL NAMES BUT DESCRIBE CIRCUMSTANCES; AND

--THAT THE FBI SHOULD NOTIFY THE ATTORNEY GENERAL ONLY IN CASES WHERE AN ALIEN WOULD BE A LEGITIMATE TARGET OF FBI FOREIGN COUNTERINTELLIGENCE.

5. EXPORT-IMPORT BANK LEGISLATION

THE HOUSE APPROVED THURSDAY 314-47 THE BILL TO EXTEND EXIM'S AUTHORITY FOR FIVE YEARS AND TO INCREASES ITS LENDING AUTHORITY BY \$15 BILLION. IN THE COURSE OF DEBATE, THE ADMINISTRATION WON SEVERAL SIGNIFICANT "CONSTRAINT" VICTORIES:

--DEFEATED A LONG AMENDMENT (197-199) WHICH WOULD PRECLUDE EXIM CREDITS FOR COMMODITIES WHICH ARE IN SURPLUS AND WOULD CAUSE INJURY TO U.S. PRODUCERS;

--DEFEATED A HARKIN AMENDMENT (103-286) WHICH WOULD SUBJECT EXIM TO HUMAN RIGHTS REQUIREMENTS;

--DEFEATED A BROWN AMENDMENT (90-288) WHICH WOULD REQUIRE THE SECRETARY OF STATE TO CERTIFY THAT COUNTRIES OBSERVE FAIR LABOR STANDARDS BEFORE EXIM LOANS CAN BE APPROVED;

--DEFEATED A CAVANAUGH AMENDMENT (106-266) WHICH WOULD LIMITED OFFICIAL USE
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REQUIRE AN EVALUATION BY THE NUCLEAR REGULATORY COMMISSION WITH RESPECT TO HEALTH AND SAFETY STANDARDS TO BE OBSERVED BY A RECIPIENT COUNTRY BEFORE EXIM LOANS CAN BE APPROVED FOR NUCLEAR REACTORS.

OUR VICTORIES WERE THE RESULT OF A COMBINATION OF FACTORS:

--A LAST MINUTE TELEPHONE BLITZ BY STATE AND STRONG LOGGING BY BOB STRAUSS;

--STRONG FLOOR LEADERSHIP BY JIM WRIGHT; AND

--THE INTEREST ON THE PART OF MOST MEMBERS TO RESIST MEASURES WHICH COULD JEOPARDIZE EXPORT OPPORTUNITIES IN THEIR CONSTITUENCIES.

BECAUSE THE CENTRAL ISSUE WAS EXPORT PROMOTION, THESE VOTES DO NOT NECESSARILY SIGNAL A NEW DIRECTION IN THE CONGRESS ON HUMAN RIGHTS AND FOREIGN ASSISTANCE. THEY DO, HOWEVER, HAVE IMPLICATIONS FOR THE STEVENSON AMENDMENT ON COUNTRY ELIGIBILITY AS THURSDAY'S ACTION INDICATES THAT THE HOUSE DOES NOT AGREE WITH STEVENSON'S APPROACH.

6. STATE AUTHORIZATION

STAFF CONFEREES ADVISE US THAT CONFERENCE ACTION, TENTATIVELY SENT FOR LATE NEXT WEEK, IS LIABLE TO SLIP. WE ARE WORKING TO REMOVE SEVERAL POLICY AND HOUSEKEEPING PROVISIONS:

--SENATE SECTION 108 ELIMINATING THE SO-CALLED "THIRD AGENCY RULE" AND REQUIRING AN AGENCY TO FURNISH INFORMATION TO CONGRESS UPON REQUEST "NOT WITHSTANDING THE DEPARTMENT...OR INDEPENDENT AGENCY OF ORIGIN."

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--SENATE SECTION 411 REQUIRING THE SECRETARY OF STATE TO REPORT TO CONGRESS THE REASONS WHY THE U.S. DOES NOT MAINTAIN NORMAL DIPLOMATIC RELATIONS WITH ALL COUNTRIES. CONTAINED WITHIN IS A PROVISION PROHIBITING ESTABLISHMENT OF NORMAL RELATIONS WITH COUNTRIES WHERE SUCH ESTABLISHMENT CONFLICTS WITH EXISTING RELATIONS WITH THIRD NATIONS (E.G., THE PRC):

--SENATE SECTION 425 RESTRICTING THE ESTABLISHMENT OF DIPLOMATIC RELATIONS WITH ANGOLA UNLESS THE PRESIDENT CERTIFIES THAT TO DO SO IS IN THE NATIONAL INTEREST;

--SENATE SECTION 426--A SENSE OF THE CONGRESS THAT THE PRESIDENT SHOULD SEVER EXISTING DIPLOMATIC RELATIONS WITH CUBA UNTIL SUCH TIME AS CUBA REMOVES ITS MILITARY FORCES FROM AFRICA;

--SENATE SECTION 502--A SENSE OF THE CONGRESS STATING THAT IN DETERMINING WHETHER AN INTERNATIONAL AGREEMENT SHOULD BE SUBMITTED AS A TREATY, THE PRESIDENT SHOULD, PRIOR TO AND DURING THE NEGOTIATIONS, SEEK THE ADVICE OF THE SENATE;

--HOUSE SECTION 606 PROHIBITING THE DIRECT OR INDIRECT USE OF ANY FUNDS TO EFFECT IMPLEMENTATION OF THE PANAMA CANAL TREATIES WITHOUT AN ACT OF CONGRESS AUTHORIZING THEIR IMPLEMENTATION;

--SENATE SECTION 101 WITHHOLDING FROM THE U.S. CONTRIBUTION TO THE UN THAT PORTION PROPORTIONATE TO THE BUDGET FOR THE PALESTINIAN RIGHTS COMMITTEE; AND

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--HOUSE SECTION 407 PROVIDING FOR THE COMPUTATION OF ANNUITIES BASED ON THE HIGHEST ONE YEAR OF SERVICE.

WE ARE STILL SEEKING THE REPEAL OF THE PELL AMENDMENT IN CONFERENCE BUT FAILING THAT, WE ARE SUPPORTING A HOUSE PROVISION GRANTING THE SECRETARY AUTHORITY TO ESTABLISH ANOTHER COMPENSATORY SYSTEM IN LIEU OF OVERTIME.

7. NOMINATIONS

THE SENATE FRIDAY CONFIRMED THE NOMINATION OF AMBASSADOR TALCOTT SEELYE TO SYRIA FOLLOWING QUESTIONING BY THE SFRC ON SYRIA'S RELIATIONSHIP WITH ARAB COUNTRIES, ISRAEL, THE UNITED STATES AND THE USSR.

FRIDAY THE FULL SENATE PASSED 73-1 AN AMENDMENT TO THE IMF AUTHORIZATION BILL WHICH BANS IMPORT OF ALL UGANDAN COMMODITIES TO THE U.S. AND ALL U.S. EXPORTS TO UGANDA WITH THE EXCEPTION OF ,CEREAL GRAINS AND ADDITIONAL FOOD PRODUCTS." THIS AMENDMENT, IF UNCHANGED BY SENATE-HOUSE CONFEREES OR WHEN VOTED ON THE HOUSE FLOOR, WILL ESTABLISH A MANDATORY TRADE EMBARGO ON UGANDA. THE POSSIBILITY OF ALTERATION OR DELETION OF THIS AMENDMENT IS PRESENTLY UNLIKELY AND UGANDAN REACTION IS UNCERTAIN. VANCE
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